



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Ryan Dennard Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA December 6, 2016 – 1:30 PM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Consent Agenda

- *1. [Submitted by the Auditor's Office:](#)
 - a. [Approval of the Accounts Payable Checks dated 11/29/16 and 12/6/16](#)
 - b. [Order for Payroll period ending 11/30/16 Bi-Weekly #25](#)
 - c. [Order for Supplemental Payroll period ending 11/30/16 Bi-Weekly #25](#)
 - d. [Internal Audit Report of the Sheriff's Office Commissary and Inmate Property Account for period covered 9/1/15 - 8/31/16 with response letter from Sheriff Henry Trochesset dated 11/10/16](#)
 - e. [Internal Audit Report of the FY 2016 Property Tax Refunds for period covered 10/1/15 - 9/30/16 with response letter from Honorable Cheryl E. Johnson dated 11/19/16](#)
 - f. [Internal Audit report of the District Clerk's Fee Audit for period 9/1/15 - 8/31/16 with response letter from Honorable John D. Kinard dated 11/28/16](#)
 - g. [Certification of funds pursuant to Local Government Code 111.0106 for Inspection Fee paid by GEL Texas Pipeline, LLC](#)

- h. [Receive and file early release of check for Technique Data dated 12/01/16](#)
- *2. [Receive and file *refund check list from Odyssey* submitted by the County Clerk](#)
- *3. [Receive and file *refund check list from Odyssey* submitted by the District Clerk](#)
- *4. [Consideration of *execution of renewal contract with Interface EAP, Inc.* submitted by Human Resources](#)
- *5. [Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Collections Manager \(Psn #2\)* submitted by Human Resources on behalf of Collections](#)
- *6. [Consideration of *approval of a resolution honoring the retirement of Debbie Riggs* submitted by Professional Services](#)
- *7. [Receive and file *FY2017 Galveston County Emergency Communication \(911\) District budget* submitted by the County Judge](#)
- *8. [Consideration of *approval of \(re\)appointment to the Galveston County Emergency Communication \(911\) District* submitted by the County Judge](#)
- *9. [Consideration of *approval of granting a reduction of a permit fee \(Facility Permitting Policy, Section 5.1.6\) for Bay Area Whip Dance Club for the recurring use of the Indoor Banquet Hall at Walter Hall Park on Tuesdays from 7:00 p.m. - 10:00 p.m. from January 2, 2017 through December 26, 2017*, submitted by the Parks & Cultural Services Department](#)
- *10. [Consideration of *approval of an extension of the Fine & Fee Contract with Perdue Brandon Fielder Collins & Mott, LLP.* submitted by the County Judge](#)
- *11. [Receive and file *full and final settlement for Galveston County in the amount of \\$1,662.00 from Brazoria County* submitted by County Legal](#)
- *12. [Consideration of *release of nuisance abatement lien, 3018 Charles Street, Bacliff, Texas* submitted by County Legal](#)
- *13. [Consideration of *approval of the abatement of two \(2\) tax foreclosed properties* submitted by the Nuisance Abatement Officer:](#)
 - a. [1902 Bogatto, La Marque, Texas](#)
 - b. [308 Lake Road, La Marque, Texas](#)
- *14. [Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent](#)

- *15. Consideration for authorization to utilize a cooperative purchasing program to purchase one (1) Utility Tractor for the Road and Bridge Department submitted by the Purchasing Agent
- *16. Consideration of contract CM17033 with EcoXstream, LLC for bid # B161033 to provide various renovations for ADA compliance to Galveston County facilities other than 722 Moody submitted by the County Architect
- *17. Consideration of approval for replacement batteries for UPS emergency storage with Millennium UPS submitted by Information Technology
- *18. Consideration of approval for Google apps unlimited 12 month license for Galveston County Jail magistrate project with Onix submitted by Information Technology
- *19. Consideration of Texas City Hurricane Levee permit to Marathon Petroleum Corporation perform one underground pipe replacement at two locations near the levee northeast of FM 519 and Loop 197 submitted by the County Engineer
- *20. Consideration of approval to award contract to Linebarger Goggan Blair & Sampson, LLP. for Tax Collection and Legal Services submitted by the County Judge
- *21. Consideration of approving third supplement to agreement between Galveston County and Greater Metropolitan Safety Council (relates to CERT) and authorizing the County Judge to execute same submitted by Emergency Management
- *22. Consideration of approval of the following budget amendments submitted by Professional Services:
 - a. 16-184-1206-A
Facilities Services- Request transfer from Facilities Building Maintenance account to Facilities Furnitures and Fixtures account for a storage cooler at the Medical Examiner's Office for FY 2016
 - b. 16-185-1206-B
Professional Services - Request transfer from General Government Contract Services to County Courts #1 and #2 for expenses associated with FY 2016
 - c. 17-040-1206-A
Sheriff's Department - Corrections - Request transfer from Sheriff's Department Capital Equipment account to Sheriff's Department Extraordinary Supplies account for three (3) DVR Camera Systems
 - d. 17-041-1206-B
Professional Services- Request transfer from General Fund Budgeted Reserves for various transactions associated with FY 2016 that need to be completed in FY 2017

- e. [17-042-1206-C](#)
[**County Clerk Records Management & Preservation-** Request transfer from County Records Management & Preservation Budgeted Reserves for two \(2\) color printers and a folding chair trolley](#)
- f. [17-043-1206-D](#)
[**Veteran's Services-** Request transfer from Veteran's Services Books, Periodicals, and Subscriptions account to Veteran's Services Extraordinary Supplies account for a paper shredder](#)
- g. [17-044-1206-E](#)
[**Flood Control-** Request transfer from Flood Control Budgeted Reserves for inspection and material testing for construction of pipelines](#)
- h. [17-045-1206-F](#)
[**Parks/Collections Departments-** Request transfer of position from Collections Department to Parks; an upgrade of the Collections Specialist to a Collections Manager position and the addition of a Collections Clerk position in the Collections Department](#)

Action Agenda

23. **Commissioner, Precinct 1**

- a. [Consideration of approval of requested waiver to policy HR010- Law Enforcement Career Path Program for Constable, Precinct 1 - Deputy IV position](#)

24. **Facilities**

- a. [Consideration of approving limited purpose permit for use of areas within premises at 1915 Ball Street \(former Galveston County Jail\) for filming associated with documentary and authorizing the County Judge to execute same](#)

25. **Professional Services**

- a. [Consideration of approval of the following budget amendments:](#)
- b. [17-046-1206-G](#)
[**Emergency Management Fund-** Request transfer to the Emergency Management Fund for Motorola Equipment Lease-Purchase Agreement](#)
- c. [17-047-1206-H](#)
[**Professional Services-** Request change in staffing and structure to the Professional Services Department](#)

- d. [Request for qualifications for underwriters and recommendations for underwriting for the Limited Tax Refunding Bonds, Series 2017](#)

26. **Purchasing**

- a. [Consideration of approval to award the following:](#)
 - 1. [RFP #B171001 Galveston County Stop Loss for 2017](#)
 - 2. [RFQ #B161022 Pelican Island Bridge](#)

27. **Sheriff**

- a. [Consideration of authorizing a lessee resolution for a municipal lease in connection with an equipment lease purchase agreement between Galveston County and Motorola Solutions](#)

28. **Tax Assessor-Collector**

- a. [Request for waiver or refund of penalty and interest requested by the property owner:](#)
 - 1.

<u>R118318</u>	Gwen Reality LLC	2015	\$110.23(W)
<u>R118267</u>	Gwen Reality LLC	2015	\$110.23(W)
<u>R416528</u>	Gwen Reality LLC	2015	\$181.12(W)
<u>R416555</u>	Gwen Reality LLC	2015	\$181.12(W)

29. **County Legal**

- a. [Break into Executive Session:](#)
- b. [Executive Session: Texas Government Code Section 551.074, Personnel Matters: the Commissioners Court will enter into executive session as permitted under the Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.074 of the Texas Government Code, Personnel Matters: to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee: the CDBG Project Coordinator \(Community Development Block Grant Project Coordinator\).](#)
- c. [Executive Session: Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional-](#)

Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:16-CV-00065, Diane Jacobs, et. al. v. Henry Trochesset, et. al. in the U.S. District Court for the Southern District of Texas, Galveston Division.

- d. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:14-CV-300, Kyle Springer v. Unknown Rekoff, et. al., in the United States District Court for the Southern District of Texas.
- e. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 14-CV-1289, Bonnie Quiroga v. Galveston County, in the 212th Judicial District Court.
- f. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Cause No. 15-0993, Hon. Mark Henry, v. Hon. Lonnie Cox, in the Supreme Court of Texas.
- g. **Reconvene into Regularly Scheduled Meeting**
- h. Consideration of authorizing approval of an interlocal cooperation agreement between Galveston County and the City of Kemah for development and operation of a Public Nature Facility at the location known as “57 Acre Park”

Adjourn

WORKSHOP AGENDA

1. Discussion of Beach Pocket Parks presented by the Parks & Cultural Services Department

2. [Discussion of major facility projects: Trane chillers and 722 Moody elevators submitted by Facilities](#)
3. [Discussion of draft regulations concerning game rooms submitted by Commissioner Precinct 1](#)
4. [Discuss Motorola equipment lease-purchase agreement and budget amendment submitted by Professional Services](#)

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

Executive Sessions

The Galveston County Commissioners Court may recess into closed meeting (Executive Session) on any item listed on this agenda if the Executive Session is authorized under the Open Meetings Act pursuant to one or more the following exceptions: Tex. Gov't Code §§ 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding a prospective gift or donation), 551.074 (personnel matters), 551.0745 (personnel matters affecting County advisory body), 551.076 (deliberation regarding security devices or security audits), and/or 551.087 (deliberations regarding economic development negotiations). The Presiding Officer of the Commissioners Court shall announce the basis for the Executive Session prior to recessing into Executive Session. However, the Commissioners Court may only enter into the Executive Session on any agenda item for which a separate Executive Session has not been separately posted if, prior to conducting the Executive Session, a majority of the Commissioners Court votes to go into Executive Session. This motion requirement does not apply to any agenda item that has been previously noticed to constitute or include an Executive Session.
